

EXPRESS MAIL NO. EM 074 005 535 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Boyse et al. : Group Art Unit: 1819
Serial No.: 08/442,277 : Examiner: Stanton, B.
Filed: May 16, 1995 :
For: ISOLATION AND PRESERVATION OF FETAL AND NEONATAL HEMATOPOIETIC STEM AND PROGENITOR CELLS OF THE BLOOD :
Attorney Docket No.: 6287-026 : Pennie & Edmonds LLP
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SECOND SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56

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Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

In accordance with the continuing duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Applicants hereby direct the Examiner's attention to the references listed on the accompanying revised PTO Form 1449. Copies of these references are being submitted herewith.

Identification of the listed references is not to be construed an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as Prior Art". As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited by Applicant" instead of "List of Prior Art Cited".

References II, IK, IM, IO, IP, IQ, IR, IS, IV, IW, IX, IY, JB and JC
were cited in Opposition Proceedings in the European Patent Office and/or in Opposition Proceedings in the Japanese Patent Office in connection with a European patent and an accepted Japanese patent application, respectively, which are related to the above-identified United States patent application.

Applicants respectfully request that the Examiner review the listed references and that the references be made of record in the file history of the captioned application.

Pursuant to 37 C.F.R. § 1.97(c), the fee for submission of this Supplemental Information Disclosure Statement is estimated to be \$230.00. Please charge the required fee to Pennie & Edmonds LLP deposit account no. 16-1150; a duplicate of this sheet is enclosed.

Respectfully submitted,

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